GOVERNMENT OF INDIA
PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS
LOK SABHA

UNSTARRED QUESTION NO:4553
ANSWERED ON:22.04.2003
ADMINISTRATIVE TRIBUNALS IN DAMAN & DIU
GULAM MEHMOOD BANATWALLA

Will the Minister of PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS be pleased to state:

(a) whether no Administrative Tribunal has been established for Daman and Diu after Goa was delinked and given statehood more than fifteen years ago;

(b) if so, the reasons therefor;

(c) whether frequent representations have been made, particularly by the Bar Association, for the establishment of the Administrative Tribunal for Daman and Diu;

(d) if so, the details thereof;

(e) whether the Mumbai High Court has given its concurrence, required under the law for the formation of the Administrative Tribunal for Daman and Diu;

(f) if so, the details thereof;

(g) whether the Government propose to establish the Administrative Tribunal for Daman and Diu; and

(h) if so, the details thereof and the time by which it is likely to be established?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS AND MINISTER OF STATE IN THE MINISTRY OF PERS(PUBLIC GRIEVANCES AND PENSIONS. (SHRI HARIN PATHAK)

(a),(b),(c) & (d): There was no Administrative Tribunal in Goa under Section 4 of the AdministrativeTribunals Act, 1985, nor has any request been received for setting up of

Administrative Tribunal for the Union Territory of Daman & Diu, after Goa was delinked from Daman & Diu to become a State. Incidentally, Union Territories are covered under the jurisdiction of Central Administrative Tribunal under Section 14 of the Administrative Tribunal Act, 1985 and separate Administrative Tribunals are not envisaged for them.

(e) & (f): Notwithstanding the position stated hereinabove, concurrence of a High Court is not required under the Administrative Tribunals Act, 1985 for setting up any Administrative Tribunal.

(g) & (h): In view of reply given above, the question does not arise.